

AUG 08 2006

**DOUGHERTY CLEMENTS**

FAX Transmission

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Date: August 8, 2006  
To: Examiner Kenneth R. Coulter  
FAX No.: (571) 273-8300  
From: Christopher L. Bernard  
No. of Pages: (16) (including cover page)  
Re: Amendment and Response to Non-Final Office Action - Supplemental  
Our Ref. No.: Attorney Docket No. 10.0815

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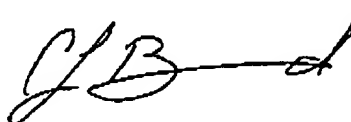
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Examiner Coulter,

As previously discussed, attached please find AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION - SUPPLEMENTAL related to the above-referenced application. If you have any question, please give me a call.

Respectfully,



Christopher L. Bernard

CLB/bcb

Attachment: Amendment and Response to Non-Final Office Action-Supplemental

AUG 08 2006

## EXPRESS MAIL CERTIFICATE

Express Mail No.: EV 907434902 US

Date of Deposit: August 8, 2006

Type of Document(s): Transmittal Form (PTO/SB/21)  
Amendment and Response to Non-Final Office Action –  
Supplemental (14 pages)  
Postcard Filing Receipt

Application No.: 09/838,320

Filing Date: April 19, 2001

Applicant(s): Peter B. EVERDELL et al.

Title: NETWORK DEVICE INCLUDING DEDICATED  
RESOURCES CONTROL PLANE

Examiner: Kenneth R. Coulter

Art Unit: 2141

Attorney Docket No.: 10.0815

I hereby certify that the above-referenced documents are being/have been deposited with the United States Postal Service "Express Mail Post Office to Addressee" in accordance with 37 CFR 1.10 on the above-referenced date and are being/have been addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 USA.

  
Barbara C. Brown  
North Carolina State Bar/Certified Paralegal

AUG 08 2006

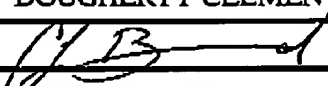
PTO/SB/21 (09-04)

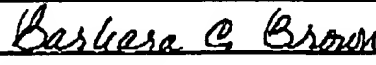
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/838,320	
	Filing Date	April 19, 2001	
	First Named Inventor	Peter B. EVERDELL et al.	
	Art Unit	2141	
	Examiner Name	Kenneth R. Coulter	
Total Number of Pages in This Submission	16	Attorney Docket Number	10.0815

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Supplemental - Amendment/Reply (14 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks  Return Receipt Postcard Express Mail Certificate		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	DOUGHERTY CLEMENTS		
Signature			
Printed name	Christopher L. Bernard		
Date	August 8, 2006	Reg. No.	48,234

CERTIFICATE OF TRANSMISSION/MAILING			
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Typed or printed name	Barbara C. Brown	Date	August 8, 2006

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)	)	Peter B. EVERDELL et al.
Application No.	)	09/838,320
Filing Date	)	April 19, 2001
Title	)	NETWORK DEVICE INCLUDING DEDICATED RESOURCES CONTROL PLANE
Examiner	)	Kenneth R. Coulter
Art Unit	)	2141

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450 USA

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**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION -**  
**SUPPLEMENTAL**

Dear Sir/Madam:

In response to the non-final Office Action mailed June 2, 2006, allowing Claims 1-14, 16-20, 22-28, 30, and 32-35 of the above-referenced Application, in which Claims 1-14, 16-20, 22-28, 30, and 32-35 are pending, Applicants respectfully request that the following amendments be entered and remarks be considered. In view of these amendments and remarks, Applicants submit that the Application is now in condition for allowance, specifically with regard to outstanding formal matters, and respectfully request such action.